## <u>REMARKS</u>

This Amendment and the following remarks are intended to fully respond to the Office Action mailed April 4, 2007. In that Office Action claims 1, 4-16, 18, 19, and 22-27 were examined. Claims 1, 4-12 and 22-27 were indicated as allowable. Claims 13-16, 18, and 19 were rejected. More specifically, claims 13-15 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Peng (USPN 6317754) in view of Cox ("Communication Timestamps for File System Synchronization"); claim 16 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Peng in view of Petersen (USPN 6321232); and claims 18 and 19 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Peng in view of Cox in view of Strehl ("Interval Diagram Techniques for Symbolic Model Checking of Petri Nets"). Reconsideration is respectfully requested.

In this Response, claims 13-19 have been canceled. No claims have been amended or are newly added.

## **Information Disclosure Statement**

Applicants are submitting an Information Disclosure Statement with a form 1449 for consideration by the Examiner. Applicants respectfully request that the Examiner consider the references and return a copy of the form 1449 with initials indicating that the Examiner has considered all of the references cited on the form 1449.

## Claim Rejections – 35 U.S.C. § 103

Claims 13-19 are being cancelled in this Amendment. As such, the rejections of these claims are rendered moot. The Examiner has indicated that the remaining pending claims are allowable.

## Conclusion

This Amendment fully responds to the Office Action mailed on April 4, 2007. Still, the Office Action may contain arguments and rejections that are not directly addressed by this Amendment because they are rendered moot in light of the preceding arguments in favor of patentability. Hence, failure of this Amendment to directly address an argument raised in the Office Action should not be taken as an indication that the Applicant believes the argument has merit. Additionally, failure to address statements/comments made by the Examiner does not mean that the Applicants acquiesce to such statements or comments. Furthermore, the claims of the present application may include other elements, not discussed in this Amendment, which are not shown, taught, or otherwise suggested by the art of record. Accordingly, the preceding arguments in favor of patentability are advanced without prejudice to other bases of patentability.

It is believed that no additional fees are due with this Amendment. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayment with respect to this patent application to deposit account number 13-2725. Should any additional issues need to be resolved, the Examiner is requested to telephone the undersigned to attempt to resolve those issues.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903 (303) 357-1670

Date: October 4, 2007

27488

Rene' A. Pereyra Reg. No. 45,800